IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THURSDAY, THE TENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT APPEAL NO : 2085 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 07/10/2004 in WP NO :15347 OF 2004 on the file of the High Court.)

Between:

Ravi Koteswaramma, w/o Poornachandra Rao,
Aged 50 years, R/o Kunkalamarru Village, Karam Chedu Mandal,
Prakasam District.

..... APPELLANT

AND

1 The Collector & District Magistrate, Prakasam District, Ongole.
2 The Revenue Divisional Officer, The Land Acquisition Officer, Ongole.

....RESPONDENTS

Counsel for the Appellant: MR.K.ANANDA RAO

Counsel for the Respondents: GP FOR LAND ACQUISITION

The Court at the admission stage made the following :

ORAL ORDER: (per the Hon'ble the Chief Justice)

The writ petition was dismissed by the learned single Judge in which the petitioner – appellant had questioned the legality and validity of the notification issued under Sections 4(1) and the declaration under Section 6 of the Land Acquisition Act, 1894. Though the learned single Judge dismissed the writ petition on merits, but what we find is that the notification under Section 4(1) of the Act is dated 21.12.2002 and the declaration is dated 6.2.2003 and the writ petition was filed only on 23.8.2004 i.e. more than one and half year after the declaration under Section 6 of the Act was issued. Merely on the ground of delay and laches the writ petition ought to have been dismissed. Thus we do not find any ground to interfere with the order under challenge.

The writ appeal is accordingly dismissed. No costs.

(DEVINDER GUPTA, CJ)

Dated 10..02..2005

(B.SESHASAYANA REDDY,J)

msv.

To

1 The Collector & District Magistrate, Prakasam District, Ongole.
2 The Revenue Divisional Officer, The Land Acquisition Officer,

Ongole.

3 2 CCs to the Government Pleader for Land Acquisition, High Court

of A.P. Hyderabad. (OUT)

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